

United States District Court For The Western District of Pennsylvania

Charles Talbert

No. 1:23-cv-00260

Commonwealth of Pennsylvania, Josh Shapiro,

Department of Human Services, Philip Mader, Susan P. Baxter

Philadelphia Court of Common Pleas, U.S. District Judge

Department of Corrections, Laurel Harry,

Michael Wenerowicz, Michael Zaken, Brian Richard A. Lanzillo

Schneider, Zachary Moslak, Cheryl Horner, Chief U.S. Magistrate Judge

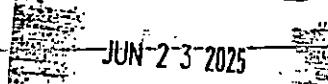
Lucas Malischak, Centurion of Pennsylvania,

John Wilson.

Second Amended Complaint

Plaintiff Charles Talbert hereby files this civil action lawsuit pursuant to an inadequate system of mental health services within the adult criminal justice system in the Commonwealth of Pennsylvania.

RECEIVED



CLERK, U.S. DISTRICT COURT
FOR THE WESTERN DISTRICT
OF PENNSYLVANIA

Parties:

1. Plaintiff is an adult individual and citizen of the United States.
2. Commonwealth of Pennsylvania (the State) is the State Government in Pennsylvania.
3. Josh Shapiro (Shapiro) is the Governor of the State.
4. Department of Human Services (DHS) is a State Agency.
5. Philip Mader (Mader) is the Director of DHS' Office of Mental Health and Substance Abuse Services.
6. Philadelphia Court of Common Pleas (the Court) is a State Agency.
7. Department of Corrections (DOC) is a State Agency.
8. Laurel Harry (Harry) is the DOC Secretary.
9. Michael Wenerowicz (Wenerowicz) is the DOC Executive Deputy Secretary for Institutional Operations.
10. Michael Zaken (Zaken) is a DOC Regional Deputy Secretary for the western region of Pennsylvania.
11. Brian Schneider (Schneider) is the DOC Director of Psychology.
12. Zachary Moslak (Moslak) is the DOC Chief Hearing Examiner.
13. Cheryl Horner (Horner) is the DOC Treatment Program Supervisor.
14. Lucas Malischak (Malischak) is the DOC Deputy Secretary for Office of Reentry.
15. Centurion of Pennsylvania (Centurion) is a Limited Liability Company.
16. John Wilson (Wilson) is Centurion's Vice President of Behavior Health Services.
17. Defendants are sued personally for monetary relief.

Facts:

18. Since 2019, the Defendants have participated in a widespread and long-standing practice, which has caused Plaintiff to be denied access to adequate mental health services, and housing in the most integrated setting appropriate to meet his individualized mental health needs.

19. This multilateral practice, aforementioned, has many interrelated features, including, but not limited to the following:

A. A criminal justice system which has failed to take adequate and effective measures to meet the treatment needs of offenders.

B. A criminal justice system which has failed to address the insufficient number of mental health facilities to meet the treatment needs of offenders.

C. A criminal justice system which has failed to identify and differentiate criminal misconduct, and behavior that is squarely related to the symptoms of the offenders' mental illnesses.

D. A criminal justice system that disproportionately punishes people of color due to the symptoms of their serious mental illnesses and/or symptoms that they develop while they are being punished.

20. The state defendant, by and through its General Assembly, has enacted the Mental Health Procedures Act (MHPA), which governs mental health procedures in Pennsylvania and provides for treatment and rights of

mentally disabled persons. 50 Pa. Stat. Section 7101 et seq.

Q1. Defendants DHS and Mader, pursuant to 62 Pa. Cons. Stat. Section 1101, has a legal obligation to administer and enforce the MHPA, and all other laws and regulations relative to mental health.

Q2. However, despite the MHPA, and other laws and regulations, enacted and designed to govern the mental health procedures within the State of Pennsylvania, the State, DHS, and Mader has failed to administer and enforce these laws and/or regulations, adequately and effectively, within the States criminal justice system.

Q3. Plaintiff has a substantially long, documented history, of suffering from serious mental health conditions, that he requires care and adequate treatment for.

Q4. Pursuant to Section 7104 of the MHPA, the term "adequate treatment" is defined as, most relevant here, the following:

A. A course of treatment designed and administered to alleviate a person's pain and distress and to maximize the probability of his recovery from mental illness.

B. diagnosis, evaluation, therapy, or rehabilitation needed to alleviate pain and distress and to facilitate the recovery of a person from mental illness.

C. care and other services that supplement treatment and aid or promote such recovery.

Q5. The State, DHS, and Mader receives Federal funding to assist its legal obligation to assure the availability of adequate treatment to all persons who are mentally ill, such as the Plaintiff.

26. However, since 2019, the State, DHS, and Mader have deprived Plaintiff access to these treatment services, with the assistance of the other Defendants.

27. First, the State, DHS, and Mader has failed to take any reasonable measure to provide law enforcement officials proper guidance on how to identify and differentiate criminal misconduct, and behavior related to mental health symptoms, which has caused:

- A. individuals, such as Plaintiff, to be arrested, prosecuted, and sentenced to a term of imprisonment, for behavioral symptoms of their mental illness, instead of them being transported to a treatment facility in conformity with the MHPA, and/or, other laws that govern mental health procedures.
- B. the State's criminal justice system being overpopulated with individuals, such as Plaintiff, suffering from serious mental health conditions, leading to insufficient resources to adequately address their mental illness in conformity with the MHPA and other laws that govern mental health procedures.

28. Second, despite the Court Defendant being a Federal fund recipient, in order to assist its administrative duty in connecting offenders to the treatment services they need in order to help reform their antisocial disorder behavior, the Court has failed to take reasonable measures to network with the State, DHS, and Mader to assure the availability of adequate mental health services to those being criminally sentenced for behavior related to their mental health conditions, which has caused:

A. individuals, such as Plaintiff, to be criminally sentenced to a term of imprisonment for behavior related to their mental illness, instead of committing them to a mental health institution in conformity with the MHPA and other laws that govern mental health procedures.

B. individuals, such as Plaintiff, to have conditions of their criminal sentence, which includes the imposition of mental health treatment while incarcerated, to not be effectuated in conformity with the MHPA and other laws that govern mental health procedures.

29. Third, despite the DOC Defendant being a Federal fund recipient, in order to assist its legal obligation of providing adequate mental health treatment to those in its custody, such as Plaintiff, the DOC, Harry, Wenerowicz, Zaken, Schneider, Moslak, Horner, Malischak, Lentz, and Wilson Defendants, have individually, and collectively, failed to take reasonable measures to assure the availability of adequate mental health treatment in conformity with the MHPA and other laws and regulations that govern mental health procedures.

30. Pursuant to 62 Pa. Cons. Stat. Section 1001, the State, DHS, and Mader, has defined "mental health establishment" to mean "any premises or part thereof, private or public, for the care of individuals who require care because of mental illness..."

31. Pursuant to 55 Pa. Adm. Code Section 5320 et seq., the DOC is required to receive a license from the State, DHS, and Mader, for the operation of a mental health establishment.

32. However, despite the large percentage of individuals, such as Plaintiff,

with serious mental health conditions within the custody of the DOC, the DOC has only licensed the mental health unit at SCI Waymart as a mental health establishment, which has caused:

- A. individuals, such as Plaintiff, with serious mental illness, to be misplaced and housed in non-therapeutic facilities.
- B. individuals, such as Plaintiff, to be denied equal access to adequate treatment facilities, as others similarly situated, and thus, leaving them deprived of adequate treatment that conforms to the MHPA and other laws that govern mental health procedures.

33. In addition to the inadequacy of mental health facilities licensed by the State, DHS, and Mader, the DOC has also established a widespread and long-standing practice of punishing individuals, such as Plaintiff, with solitary confinement, for behavior related to their mental health disorders.

34. As a part of this aforesaid practice of punishing individuals for their mental health behavioral symptoms:

- A. the DOC has disproportionately isolated inmates of color in solitary confinement for psychotic behavior, while also keeping them there for developing behavioral symptoms caused from known psychological effects of prolonged social isolation.
- B. Defendant Moslak has knowingly and recklessly approved of inmates with serious mental illness, such as Plaintiff, to be isolated in prolonged solitary confinement for behavior related to their mental health conditions.

C. Schneider has knowingly and recklessly directed mental health staff to provide inadequate mental health services to inmates, such as Plaintiff, that are housed in solitary confinement, with sufficient knowledge that it is effectively impossible for individuals in solitary confinement to receive adequate treatment in conformity with the MHPA and other laws that govern mental health procedures.

D. Wenerowicz, Zaken, Horner, Malischak, and Harry, have knowingly and recklessly decided to keep Plaintiff isolated in solitary confinement, indefinitely, despite Plaintiff having a controlling maximum sentence date for November 12, 2025.

E. Centurion and Wilson have established and maintained a widespread and long-standing practice of:

(i) Allowing its psychiatric staff members to misdiagnose inmates, such as Plaintiff, while they are housed in solitary confinement.

(ii) Allowing its psychiatric staff members to deprive inmates, such as Plaintiff, of adequate medication for their serious mental illness, while they are housed in solitary confinement.

35. Moreover, despite Defendant Shapiro receiving sufficient notice of Plaintiff suffering from serious psychological harm caused from him being isolated in prolonged solitary confinement, and Shapiro having a statutory and constitutional duty to faithfully enforce State law(s) that govern mental health procedures in Pennsylvania, Shapiro has failed to take any reasonable measure within his

power and authority to assure the availability of adequate mental health services, and housing, for Plaintiff, in conformity with the MHPA and other State laws that govern mental health procedures.

36. As a proximate result of Defendants' aforesaid acts and inactions:

A. Plaintiff was arrested, prosecuted, and sentenced to a term of imprisonment for behavior related to his mental health conditions.

B. Plaintiff was misdiagnosed and deprived of adequate medication to treat his anxiety, paranoia, depression, bipolar, and his personality disorders.

C. Plaintiff was deprived of adequate housing and treatment.

D. Plaintiff was placed and kept in solitary confinement for five and a half consecutive years for psychotic behavior, and behavior caused from the psychological effects of prolonged social isolation.

E. Plaintiff's mental health symptoms have gotten worse.

F. Plaintiff has and continues to suffer from psychological harm and trauma and will have to pay out-of-pocket medical fees when released from DOC custody in order for specialists to cure his mental trauma caused from prolonged social isolation.

Causes of Action:

Count One: Americans with Disabilities Act (ADA) violations

37. As aforementioned, Plaintiff has a long, documented history of suffering from several mental disorders, and because of this disability, he is qualified to receive the services of the State, DHS, the Court, and DOC, relative to mental health, in conformity with the MHPA and other laws/regulations that govern mental health procedures in Pennsylvania.

38. However, in between 2019 and 2025:

A. the State and DHS has caused Plaintiff to be arrested, prosecuted, and criminally sentenced for behavior related to his mental disorders, by failing to provide law enforcement officials proper guidance on how to identify and differentiate criminal behavior and behavior related to mental illness.

B. the State, DHS, and the Court has caused Plaintiff to be criminally sentenced to a term of imprisonment, rather than committing him to a mental health facility, for behavior related to his mental disorder.

C. the State, DHS, and the DOC has caused Plaintiff to be socially isolated in solitary confinement for 5½ consecutive years for behavior related to his mental disorder, by them only having one licensed mental health facility, which has ultimately, and inevitably, caused mass misplacement of inmates who require mental health services in conformity with the MHPA and other laws/regulations that govern mental health procedures.

WHEREFORE, Plaintiff demands judgment against the State, DHS, the Court, and the DOC, in an amount in excess of \$1 million, costs, and fees.

Count Two: Rehabilitation Act (RA) Violations

39. As aforementioned, the State, DHS, the Court, and the DOC are all Federal fund recipients, however, in between 2019 and 2025:

A. Plaintiff was subjected to discrimination by the State and DHS by causing him to be arrested, prosecuted, and criminally sentenced for behavior related to his mental disorders, by failing to provide law enforcement officials proper guidance on how to identify and differentiate criminal behavior and behavior related to mental illness.

B. Plaintiff was subjected to discrimination by the State, DHS, and the Court by causing him to be criminally sentenced, rather than committing him to a mental health facility, for behavior related to his mental disorder.

C. Plaintiff was subjected to discrimination by the State, DHS, and DOC, and denied housing in the most integrated setting appropriate to treat his serious mental health conditions, by causing him to be socially isolated in solitary confinement for 5½ consecutive years for behavior that's related to his mental illness, as a result of them having only one (1) licensed mental health facility, which has ultimately, and inevitably, led to mass displacement of inmates who require mental health services in conformity with the MHPA and other laws/regulations that govern mental health procedures.

WHEREFORE, Plaintiff demands judgment against the State, DHS, the Court, and DOC, in an amount in excess of \$1,000,000.00, costs, and fees.

Count Three - Civil Rights Act of 1964 Violation

40. As aforementioned, the DOC has subjected Plaintiff to discrimination, based on his color and/or race, by and through its widespread and long-standing practice of punishing inmates who are of color, with solitary confinement, disproportionately than their White counterpart, as a result of their behavior related to their mental illness, and/or, as a result of psychotic behavior that has developed as a result of being socially isolated for such long periods of time.

41. By reason of this aforesaid practice being maintained since 2019, and the DOC being a Federal fund recipient, it is evident that:

- A. the facially neutral practice of using solitary confinement as a punishment, has resulted in a racial disparity.
- B. the DOC has willfully and maliciously caused and perpetuated racial segregation within its solitary confinement units.

WHEREFORE, Plaintiff demands judgment against the DOC in an amount in excess of \$1,000,000.00, punitive damages, costs, and fees.

Count Four - Eighth Amendment - Deliberate Indifference

42. As aforementioned, Plaintiff has serious mental health conditions, however, in between 2019 and 2025:

- A. Mader has caused Plaintiff to be subjected to cruel and unusual punishment by reason of Mader: (i) failing to provide law enforcement officials proper guidance on how to identify and differentiate criminal behavior and behavior resulting from mental illness which has caused

Plaintiff to be subjected to arrests, prosecutions, and sentences based on behavior related to his mental illness; (ii) failing to have in place an adequate and effective process for screening sentencing conditions, which has led Plaintiff to be denied access to the treatment in which the Court had conditioned his State sentence to receive; and (iii) failing to license more than one mental health facility within the DOC, which has caused Plaintiff to be misplaced and punished with solitary confinement for behavior related to his serious mental health conditions.

B. Moslak has caused Plaintiff to be subjected to cruel and unusual punishment by knowingly and recklessly allowing inmates with serious mental health conditions, such as Plaintiff, to be punished with solitary confinement for behavior related to mental illness, and failing to have a process for individuals with mental illness to have separate hearings to conform to their mental health needs.

C. Schneider has caused Plaintiff to be deprived access to adequate mental health services by reason of Schneider: (i) directing mental health staff to deny inmates in solitary confinement access to treatment services in conformity with the MHPA; and (ii) directing a mental health program that he knows vulnerable inmates with serious mental health conditions in solitary confinement can't receive any adequate and effective benefit from while they are housed in that socially isolated confinement.

D. Ilenerowicz, Laken, Horner, Malischak, and Harry have caused Plaintiff to be subjected to cruel and unusual punishment by keeping him in solitary confinement, indefinitely, for behavior related to his mental illness.

E. Centurion and Wilson, as final decision-makers of behavior health services for the DOC, has been deliberately indifferent to Plaintiff's serious mental health needs, by and through a widespread and long-standing practice of: (i) directing a psychiatric program which misdiagnoses inmates in solitary confinement; (ii) directing a psychiatric program which maintains inaccurate mental health records for inmates in solitary confinement; (iii) directing a psychiatric program which deprives inmates of adequate and effective medication, such as Xanax, for their serious mental health conditions while in solitary confinement; and (iv) directing a psychiatric program that prioritizes profit over the mental health of inmates in solitary confinement by denying them adequate services and using costs as a motivating factor to prescribe inadequate, ineffective, and inexpensive medication.

F. Shapiro has been deliberately indifferent to Plaintiff's serious mental health condition, by receiving a letter from Plaintiff regarding him suffering from psychological torture while in prolonged social isolation, and Shapiro taking no reasonable measure(s) to have Plaintiff removed from such untherapeutic environment and placed into housing in conformity with the MHPA and other laws that govern mental health procedures.

WHEREFORE, Plaintiff demands judgment against Shapiro, Mader, Harry, Wenerowicz, Zaken, Schneider, Moslak, Horner, Malischak, Centurion, and Wilson in an amount in excess of \$1,000,000.00, punitive damages, costs, and fees.

COUNT FIVE • Fourteenth Amendment • Due Process Violations

43. As aforementioned, as an individual with serious mental health needs, the Plaintiff is entitled to receive adequate mental health treatment in conformity with the MHPA and other laws/regulations that govern mental health procedures in Pennsylvania.

44. However, Shapiro, Mader, Harry, Wenerowicz, Zaken, Schneider, Moslak, Horner, Malischak, Centurion, and Wilson, by and through their aforesaid acts and inactions, have deprived Plaintiff of this protected liberty interest, and instead, engaged in the aforementioned unfair, arbitrary, and irrational conduct that has caused Plaintiff the aforesaid harm.

WHEREFORE, Plaintiff demands judgment against Shapiro, Mader, Harry, Wenerowicz, Zaken, Schneider, Moslak, Horner, Malischak, Centurion, and Wilson in an amount in excess of \$1,000,000.00, punitive damages, costs, and fees.

COUNT SIX • Fourteenth Amendment • Equal Protection Violations

45. As aforementioned, but for the actions and inactions of Shapiro, Mader, Harry, Wenerowicz, Zaken, Schneider, Moslak, Horner, Malischak, Centurion, and Wilson, Plaintiff was denied equal access to mental health services that conform to the MHPA and other laws that govern mental health procedures in Pennsylvania.

WHEREFORE, Plaintiff demands judgment against Shapiro, Mader, Harry, Wenerowicz, Zaken, Schneider, Moslak, Horner, Malischak, Centurion, and Wilson in an amount in excess of \$1,000,000.00, punitive damages, costs, and fees.

Prayer For Relief:

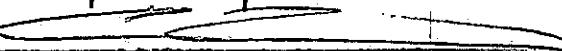
WHEREFORE, Plaintiff respectfully requests for this Honorable Court to grant all relief mentioned herein against Defendants, jointly and severally, and any other relief in which this Court finds to be appropriate and equitable.

In addition, Plaintiff demands a trial, if necessary, before the Bench, and appointment of Trial Counsel.

Verification:

I hereby verify under penalty of perjury that the foregoing facts are true and correct to the best of my knowledge, information, and belief.

Respectfully submitted,



Charles Talbert - Paralegal

SCI Phoenix - PA4727
1200 Mohnysic Drive
Collegeville, PA, 19426

June 12, 2025

Appendix of Exhibits:

1. Sentencing Transcript
2. Order of Sentence
3. Sentence Status Summary
4. Program Review Committee Action Attachment
5. Grievance History No. 1129745
6. NAMI Public Policy on Solitary Confinement
7. Letter To Regional Licensed Program Manager with Domestic Return Receipt
8. Communication with Regional Deputy Secretary with Domestic Return Receipt
9. Communication with Executive Deputy Secretary
10. General Appropriation Act of 2024



First Judicial District of Pennsylvania

51CR00083482018

Charles Talbert

*Sentencing Volume 1
December 18, 2019*



*First Judicial District of Pennsylvania
100 South Broad Street, Second Floor
Philadelphia, PA 19110
(215) 683-8000 FAX:(215) 683-8005*

*Original File CHARLES TALBERT 12-18-19.txt, 0 Pages
CRS Catalog ID: 19120935*

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Charles Talbert

Sentencing Volume 1
December 18, 2019

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[1] REAP, it would be three. Offense gravity
[2] score of three.
[3] THE COURT: And the guideline
[4] ranges would be?
[5] MS. DAWSON-MURRAY: Twelve to
[6] eighteen, boot camp, plus or minus three.
[7] THE COURT: All right.
[8] Let me hear from defense
[9] counsel your recommendation.
[10] MR. COOPER: Yes, Your Honor.
[11] Based on reading the mental
[12] health evaluation and the presentence report,
[13] knowing about the facts of the case, it's
[14] clear that Mr. Talbert needs treatment, dual
[15] diagnosis treatment. It's our request that he
[16] be sentenced to county time with parole to
[17] inpatient treatment, dual diagnosis when a bed
[18] is ready.
[19] THE COURT: Okay.
[20] Ms. Dawson-Murray.
[21] MS. DAWSON-MURRAY: Yes, Your
[22] Honor.
[23] In this case, Your Honor, the
[24] Commonwealth, recognizing that the cost of
[25] incarceration is approximately \$42,700 per

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[1] year, and recognizing that this defendant is,
[2] in fact, in need of inpatient treatment, the
[3] recommendation would be for 11 and a half to
[4] 23, on the REAP charge, with a consecutive
[5] two-year probation on the PIC charge.
[6] Your Honor, I would ask that he
[7] be immediately paroled if -- if and when a bed
[8] is available for that inpatient treatment. I
[9] do believe that he would have to get a FIR
[10] evaluation for that dual diagnosis treatment.
[11] I would ask that he be
[12] supervised by the Mental Health Unit. He be
[13] subjected to frequent drug screens. He
[14] participate in counseling. He work with an
[15] advocate, of some kind, to find housing. He
[16] take anger management treatment. He find and
[17] maintain employment. Or if he wants to seek
[18] additional education, he can do that.
[19] Additionally, Your Honor, I
[20] would ask that a stay-away order be ordered in
[21] this case. I don't believe that he has any
[22] knowledge of where the victims are, but I just
[23] would -- to cover my basis, Your Honor, I
[24] would ask for a stay-away order.
[25] Additionally, Your Honor, it

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[1] does look like the mental health evaluation
[2] suggested that active involvement in a
[3] treatment community of some kind may be
[4] beneficial for long term -- for his long term
[5] wellness, as well as extended psychological
[6] treatment and counseling. So I would just ask
[7] that that be done after his inpatient is
[8] served.
[9] THE COURT: Okay.
[10] And, Mr. Talbert, it's your
[11] turn to speak if you wish.
[12] THE DEFENDANT: First --
[13] first -- first, I want to apologize to you for
[14] my behavior during trial. I was just -- I
[15] really felt like I was not being treated fair,
[16] not being able to speak. And that's the
[17] reason why I came off as I did, but, as a man,
[18] I apologize.
[19] I got a 90-year-old grandmother
[20] out there that raised me. And that I don't
[21] know if she's going to make it or not and I
[22] want to get a chance to see her again, if it's
[23] possible.
[24] In January, I was enrolled in
[25] Community College right before I got locked up

[1] on these charges. I wanted to pursue my law
[2] degree. I know I get -- I have mental health
[3] issues. I've been diagnosed with paranoid
[4] schizophrenia. I got shot multiple --
[5] multiple bullets in 2011. I got my colon
[6] removed behind that. I had injury to my
[7] bladder.
[8] I suffer from extreme anxiety.
[9] I got a lot of medical issues that's not being
[10] treated while I'm in prison. And it's a lot
[11] of legal issues between medical, dental at the
[12] prison behind lack of treatment.
[13] I really need a program to help
[14] me balance myself out. And therapy will
[15] help. I had been off my medication since I
[16] been locked up. Like I explained to you
[17] before, they won't give me the medication that
[18] I ask for. The medication they gave me before
[19] injured my heart called Pamelor.
[20] It's a medication they did a
[21] bridge order on. And after two weeks of
[22] taking the medication, it caused me to have a
[23] heart condition, abnormal heart condition.
[24] And it's issues beyond that, too.
[25] But like this case right here,

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[1] with this defendant's ability to participate
[2] in a sentencing hearing, which means he's
[3] competent to proceed with this hearing -- to
[4] this sentencing hearing.

[5] He readily acknowledges that
[6] his court demeanor was wilful behavior. That
[7] he euphemizes as part of legal strategy, but
[8] it's more likely the product of his
[9] personality difficulties that include poor
[10] impulse control, poor judgment, and lack of
[11] insight into the underlying nature of his
[12] psychological conflicts and symptoms.

[13] Based on the current interview,
[14] when this defendant is released into the
[15] community, he should be directly admitted into
[16] inpatient dual diagnosis treatment program to
[17] begin to address his complex clinical
[18] picture. He will likely need additional
[19] treatment after completing such a program to
[20] fully address his trauma symptoms and his
[21] deeper personality conflicts.

[22] He should be supervised by the
[23] Mental Health Unit of the probation department
[24] when in the community and should be under
[25] strict supervision and receive urine drug

[1] scenes on a consistent basis to monitor his
[2] abstinence, poor internalized controls, and
[3] any mood-altering substances could result in
[4] disinhibition and further loss of judgement.

[5] Based on his clinical picture
[6] and criminal history, his prognosis for
[7] remaining out of future legal difficulties is
[8] poor. However, if he can persist in
[9] treatment, he can make progress because he's
[10] extremely bright and this would tend to
[11] improve the prognosis.

[12] The standard range in the
[13] guidelines for the PIC charge requires and
[14] calls for a state sentence, not a mitigated
[15] sentence, which would be the county sentence.

[16] All right. I'm going to
[17] sentence as follows: On the charge of PIC,
[18] the sentence is 29 to 60 months on the PIC
[19] charge, with credit for time served on this
[20] case if applicable.

[21] This sentence is in the
[22] standard range of the guidelines. This
[23] sentence will run concurrent (sic) to any
[24] other sentence he's currently serving, because
[25] he has a long criminal history. I don't know

[1] whether he's serving something else, but it
[2] will run consecutive to that.
[3] On the charge of recklessly
[4] endangering another person, it's one to two
[5] years in state prison to run consecutive to
[6] the 29 to 60 months on the PIC.

[7] So the aggregate sentence is
[8] three and a half to seven years
[9] approximately.

[10] I'm going to recommend SCI
[11] Waymart for the defendant to get mental health
[12] and drug treatment. And, perhaps because,
[13] this facility specializes in housing people
[14] with mental health disorders, they will have
[15] the medication that Defendant is seeking for
[16] his conditions.

[17] As a further condition of the
[18] sentence, defendant is to complete anger
[19] management treatment along with drug and
[20] mental health treatment; undergo random
[21] urinalysis upon release, seek and maintain
[22] employment, complete job training, and I'm
[23] issuing a stay-away order of both victims.

[24] While Defendant is -- claims
[25] that the victims were put up to pointing him

[1] out as the person who did something to them,
[2] both of the victims indicated they were
[3] originally from, I think, Sierra Leone or a
[4] French-speaking country. And they just
[5] happened to have broken down on the road and
[6] they asked this defendant for help. And in
[7] response to them asking --
[8] on the street. Their car broke down. He
[9] decides to do what the Commonwealth charged
[10] him with aggravated assault on two victims.

[11] The defendant was charged with
[12] two counts of aggravated assault with a deadly
[13] weapon. However, he was found guilty on the
[14] possession of an instrument of crime and
[15] recklessly endangering another person so ...

[16] The defendant is not RRRI
[17] eligible and I'm imposing the mandatory court
[18] costs.

[19] Do you have any question about
[20] your sentence?

[21] MR. COOPER: Your Honor, I have
[22] a question about the sentence.

[23] You are ordering, upon release,
[24] some conditions.

[25] THE COURT: Yes.

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not guilty
of (bias)

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4
Commonwealth of Pennsylvania
 v.
Charles Talbert

**IN THE COURT OF COMMON PLEAS OF
PHILADELPHIA COUNTY, PENNSYLVANIA**

CRIMINAL DIVISION

DOCKET NO. CP-51-CR-0008348-2018

DATE OF ARREST: 09/29/2018

JCTN: U 139241-4

SID: 243-95-32-4

DOB: 03/27/1981

PID: 0810247

ORDER OF SENTENCE

AND NOW, this 18th day of December, 2019, the defendant having been convicted in the above-captioned case is hereby sentenced by this Court as follows:

Count 2 - 18 § 907 §§ A - Poss Instrument Of Crime W/Int (M1)

To be confined for a minimum period of 29 Month(s) and a maximum period of 60 Month(s) at State Correctional Institution

The following conditions are imposed:

Other Sentence Imposed of 29-60 months Incarceration as to 907, 1-2years consecutive incarceration as to 2705

→ Credit for time served if applicable on this case. Sentence is consecutive to any other sentence being served. Not RRI eligible. Court recommends SCI Wayman for mental health and drug treatment. While incarcerated defendant to have anger management, drug and mental health treatment, job training. Upon release defendant to continue mental health and drug treatment, random urinalysis, seek and maintain employment, stay away from both victims. This sentence shall commence on 12/18/2019.

Count 4 - 18 § 2705 - Recklessly Endangering Another Person (M2)

To be confined for a minimum period of 1 Year(s) and a maximum period of 2 Year(s) at State Correctional Institution

This sentence shall commence on 12/18/2019.

LINKED SENTENCES:

Link 1

CP-51-CR-0008348-2018- Seq. No. 4 (18 § 2705 §§) - Confinement is Consecutive to

CP-51-CR-0008348-2018- Seq. No. 2 (18 § 907 §§ A) - Confinement

The defendant shall pay the following:

	Fines	Costs	Restitution	Crime Victim's Compensation Fund	Total Due
Amount:	\$0.00	\$387.25	\$0.00	\$60.00	\$447.25
Balance Due:	\$0.00	\$387.25	\$0.00	\$60.00	\$447.25

ADA: J. Dawson Murray DEF: ATTY: D. Cooper

STENO: Q. Taylor COURT CLERK: J. Scott

JUDGE: GENECE BRINKLEY

08/15/2019 613500102

(REH 11-Years Sdcty/SD
SPOSHAD-10-13HJM/PM
V/Hc 130V/Hc)

Commonwealth of Pennsylvania

v.

Charles Talbert

Order of Sentence

Docket No. OP-51-CR-000834-B-2018

BY THE COURT:

Judge Genece E. Brinkley



68-0-nd-61-JE-0007

11/19/2019 11:54 AM
SNOOK, JUDGE
VIA ECF



COMMONWEALTH OF PENNSYLVANIA
DC16E - SENTENCE STATUS SUMMARY **DEPARTMENT OF CORRECTIONS**

EX-165
Version: 4

Created By: Flynn, Maria, Central Office, 09/23/2024 10:04 AM

1. Identification

DOC #	Name	PPB #	Phila. Photo #	DOB
QA4727	TALBERT, CHARLES	314EU	810247	

2. Remarks

Remarks Content
ADMINISTRATIVE CHANGE, ADJUST CREDIT; Credit added at CP8348-2018 per credit memo dated 12/19/2019.

3. Indictments

*Regarding RRRI Cases: The Minimum in the section below does not include any RRRI calculations. If any of the indictments below are designated as RRRI, please refer to Sentence Structure section to view RRRI minimum dates for the sentence.

Sentence Date	Start Date	Jurisdiction	Docket Number	Count	Y	M	D	LD	Y	M	D	LD	
12/18/2019		Philadelphia	CP-51-CR-0008348-2018	2	0	29	0	0	0	0	60	0	0
Sentence Relationship	RRRI Indicator	Disposition	OTN						Judge				
CC		Guilty	U1392414						Brinkley, Genece E.				
Status		Commitment Type	STATE										
Offense	18.907.A-Poss Instrument Of Crime W/Int-M1												
Adjustment	Commitment Credit - 01/10/2019 - 12/18/2019												
Adjustment	Commitment Credit - 09/29/2018 - 11/26/2018												

Sentence Date	Start Date	Jurisdiction	Docket Number	Count	Y	M	D	LD	Y	M	D	LD	
12/18/2019		Philadelphia	CP-51-CR-0008348-2018	4	1	0	0	0	2	0	0	0	
Sentence Relationship	RRRI Indicator	Disposition	OTN						Judge				
CS		Guilty	U1392414						Brinkley, Genece E.				
Status		Commitment Type	STATE										
Offense	18.2705-Recklessly Endangering Another Person-M2												
Adjustment	Commitment Credit - 01/10/2019 - 12/18/2019												
Adjustment	Commitment Credit - 09/29/2018 - 11/26/2018												

4. Sentence Summary

Controlling Minimum Date	RRRI Minimum Expiry Date	True Minimum Expiry Date	Controlling Maximum Date	New Maximum PV	Continued from DOC Number
04/12/2022			11/12/2025		

Program Review
Committee Action
Attachment

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections

Misconduct Appeal Periodic Review Other

DC Number	Name	Facility	Date of Review	No. from Part 1
QA-4727	Tahar	PHX	1/6/20	

Inmate was placed in
the P.O.C. for aggressive
erratic behavior. Inmate
has since stabilized &
has been discharged
back to P.b.i.o.
per Dr. Glustrom.

Names of Program Review Committee Members	Signatures	Date
R. Lachance	<i>[Signature]</i>	1/6/20
Adam Chisholm	<i>[Signature]</i>	1/6/20
M. Sipple	<i>[Signature]</i>	1/6/20

cc: DC-15
Unit Managers
Inmate

CONFIDENTIAL

Violation of

DC-804

Part 1

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS

FOR OFFICIAL USE

1129-7415

GRIEVANCE NUMBER

OFFICIAL INMATE GRIEVANCE

The 13.8.1 Policy

TO: FACILITY GRIEVANCE COORDINATOR	FACILITY:	DATE:
FROM: (INMATE NAME & NUMBER)	SIGNATURE OF INMATE:	
TALBERT - QAY727		
WORK ASSIGNMENT:	HOUSING ASSIGNMENT:	
In re: CP-51-CR-8348-2018	-A-1018	

INSTRUCTIONS:

1. Refer to the DC-ADM 804 for procedures on the inmate grievance system.
2. State your grievance in Block A in a brief and understandable manner.
3. List in Block B any action you may have taken to resolve this matter. Be sure to include the identity of staff members you have contacted.

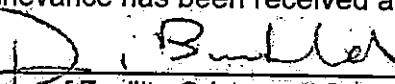
A. Provide a brief, clear statement of your grievance. Additional paper may be used, maximum two pages (one DC-804 form and one one-sided 8½" x 11" page). State all relief that you are seeking.

Today on JANUARY 28, 2025, I showed Dr. Sajedra the order of my State sentence which ordered for me to receive mental health treatment while incarcerated, and for me to receive that treatment at SCI Waymart. I also informed him of me being isolated in solitary confinement under DC status for over 5 consecutive years to which was causing my mental health to become worse (i.e. severe paranoia and anxiety). I requested to be referred by him to PRC for a recommendation, pursuant to the 13.8.1 Policy, to be removed from this form of isolation due to my mental health issues. Dr. Sajedra stated that he will not make that recommendation, and stated that PRC would not listen to him even if he did. I request to be moved to long-term AC so that I can obtain therapeutic items for my health.

B. List actions taken and staff you have contacted, before submitting this grievance.

I tried to resolve this issue with PSS Graft and Dr. Sajedra. Section 3.E.1.a.(d) of the 13.8.1 Policy provides, in part: "the treating psychiatrist [CNP SHALL] ... make recommendations to the PRC regarding individuals in DC status who may be released". Dr. Sajedra refused to acknowledge this section of the 13.8.1.

Your grievance has been received and will be processed in accordance with DC-ADM 804.


Signature of Facility Grievance Coordinator

1-29-25

Date

WHITE Facility Grievance Coordinator Copy
GOLDEN ROD Inmate Copy

CANARY File Copy

PINK Action Return Copy

SCI FAYETTE

JAN 29 2025
SUPERINTENDENT'S ASSISTANT
Attachment 1-A

Charles Talbert Final Grievance Appeal

No. PA4727 No. 1129745

SCI Fayette February 27, 2025

Pursuant to Section 7109 of the Mental Health Procedures Act, the term "Adequate treatment" means "a course of treatment designed and administered to alleviate a person's pain and distress and to maximize the probability of his recovery from mental illness." The dilemma here, as DC status in solitary confinement is concerned, is that "it is well established in both case law and scientific and medical research that prolonged solitary confinement poses a substantial risk of serious psychological and physical harm". Porter v. PA DOC, 974 F.3d 431 (3rd 2020), Williams v. Wetzel, 848 F.3d 549 (3rd 2017). Moreover, maximum penalties are excessive and not rationally related to improving prisoner behavior because research has shown that disciplinary sanctions of up to a year, or longer, have no relationship to effective modification of behavior and are not an effective deterrent". Davis v. Baldwin, 2021 U.S. Dist. LEXIS 110558 (S.D.Ill. June 14, 2021) (both Correctional and psychological experts).

As such, I been housed in solitary confinement for more than 5 consecutive years under DC status, with a MAX date Nov. 12, 2025. If I were in long-term AC I could buy therapeutic items to help my mental health and eat better.



Grievance Referral (Notice to Inmate)

Secretary's Office of Inmate Grievances & Appeals
 Pennsylvania Department of Corrections
 1920 Technology Parkway
 Mechanicsburg, PA 17050

04/28/2025 03:03

Inmate Name:	TALBERT, CHARLES	DOC #:	QA4727	LA 12
SCI Filed:	Fayette	Current SCI:	Fayette	
Grievance #:	1129745			

This serves to acknowledge receipt of your appeal to the Secretary's Office of Inmate Grievances and Appeals for the grievance noted above. In accordance with the provisions of DC-ADM 804, "Inmate Grievance System Policy", the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Notice of Incoming Publication Denial Form, your appeal to the Facility Manager, the Facility Manager's response, the issues you raised to final review, and (when applicable) any revised institutional responses required as a result of a subsequent remand action by this office. As necessary, input from appropriate Central Office Bureaus (e.g., Health Care Services, Chief Counsel, Office of Special Investigations and Intelligence, etc) may have been solicited in making a determination in response to your issue as well.

Action: Referral

Bureau/Office:

- Psychology Office - Referral Date : 04/28/2025

Signature:

Keri Moore

Name:

K. Moore

Title:

Assistant Chief Grievance Officer

Date:

04/28/25

cc: DC-15/Superintendent - Fayette
 Grievance Office

DC-ADM 804, Inmate Grievance System Procedures Manual

Section 2 - Appeals, Attachment 2-F

Issued: 1/26/2016 Effective: 2/16/2016

QA4727 Grievance #: 1129745

TALBERT, CHARLES

Page 1 of 1

Solitary Confinement

NAMI Public Policy Position



Where We Stand:

NAMI believes that no one should be subject to practices that can cause or worsen mental health symptoms. NAMI opposes the use of solitary confinement and equivalent forms of administrative segregation for people with mental health conditions.

Why We Care:

Solitary confinement is the placement of individuals in locked, highly restrictive and isolated cells or similar areas of confinement with limited or no human contact and few, if any, rehabilitative services. Placement in solitary confinement frequently lasts for weeks, months or even years at a time.

NAMI opposes the use of solitary confinement and equivalent forms of administrative segregation for people with mental health conditions.

It is routinely documented that solitary confinement is used extensively in correctional settings for people with severe psychiatric symptoms. A 2018 national report documented that about 8.6% of all individuals held in segregated settings are diagnosed with serious mental illness.

Solitary confinement for people with serious mental illness:

- Causes extreme suffering
- Disrupts treatment
- Causes or worsens symptoms such as depression, anxiety, and hallucinations
- Impedes rehabilitation, recovery and community re-integration
- Causes adverse long-term consequences for cognitive and adaptive functioning

Rather than using isolation strategies that can cause long-term damage, NAMI urges federal, state and other correctional authorities to provide mental health care alternatives to solitary confinement.

To learn more about NAMI's work on this issue, visit
www.nami.org/Advocacy/Public-Policy

Charles Talbert

Tr.No.: 9590 9402 7131 1251 9694 70

No. QA4727

Att.No.: 7031 2720 0001 9126 9005

SCI Fayette

SMU Program

PO BOX 33028

St. Petersburg, FL 33733

March 7, 2025

Regional Licensed Program Manager

Department of Corrections

1920 Technology Parkway

Mechanicsburg, PA. 17050

Re: SMU Program Deficiencies

To whom This Letter May Concern:

In July of 2024, I had arrived here at SCI Fayette to be admitted to the SMU program under the guise that I would receive incentives and programming that would help me get released from prolonged solitary confinement under disciplinary custody (DC) status. The following details will explain to you, as to why im still in the SMU program on Phase 5.

I. Inadequate Housing And Treatment For My Mental Health Conditions:

In December 2019, the conditions of my State sentence was for me to receive mental health treatment, while incarcerated, preferably at the forensic psychiatric unit at SCI Waymart. CP-51-CR-8348-2018. I have, however, been in solitary under DC status since January 2020. My MAX date is 8 months away on November 12, 2025.

The SMU is nothing more than a normal RHU (i.e. same features, same restrictions, more sanctions on property). PSS Graft has established a routine practice of sticking her nose up to me and others, is dismissive, doesn't document symptoms, and goes out of her way to misuse her training to cause me psychological distress rather than to alleviate it.

II. OFFICIAL OPPRESSION:

On the 2pm-10pm shift, I am being subjected to various forms of official oppression by Lt. McShane, Sgt. Woodridge, and their officers. First, they are tampering with my dinner meals and RAMADAN TRAYS by allowing their worker to take portions of food out of trays and items out of my RAMADAN bags.

Second, im being verbally threatened and disrespected on a daily basis by them. Also, I have not been to the outside yard yet while here at SCI Fayette due to breakfast trays not providing me enough energy, and inmates constantly

throwing feces and urine. Moreover, despite policy prohibiting loud noise on the housing unit, inmates are allowed to yell at each other (younger inmates), while older inmates are deprived of their peace and quiet.

III. Hygiene:

I am a DC status inmate, but cannot order adequate hygiene items from commissary due to being Phase 5. I came here able to purchase hygiene items, and I should be able to continue purchasing them.

IV. Inadequate Supervision:

Lastly, the Superintendent, PRC, and all other supervisors allow their subordinate officers to oppress us, assault us, and disrespect us, all of which violates the DOC Code of Ethics. There is no adequate supervision, as when we file grievances, inmate abuse reports, etc, they knowingly turn a blind eye and allow for their officers to keep doing what they do to us.

I request to be moved to SCI Phoenix and placed in long-term AC since im being released to that region. Thank You.

D.C. File

.3.

Charles J. Abert

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Regional Licensed Program Manager
Department of Corrections
1920 Technology Parkway
Mechanicsburg, PA 17050



9590 9402 7131 1251 9694 70

2. Article Number (Transfer from service label)

7021 2720 0001 9126 9005

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Agent
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

3/10/25

D. Is delivery address different from Item 1?

Yes
 No

If YES, enter delivery address below:

3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Collect on Delivery Restricted Delivery	
<input type="checkbox"/> Insured Mail	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	

Domestic Return Receipt



Pennsylvania
Department of Corrections

SUBJECT: Restricted Release Review

TO: Charles Taler, QA4727

FROM:

Michael Zaken 
Regional Deputy Secretary
Western Region

Date: April 4, 2025

You are hereby informed that your placement on the Restricted Release List (RRL) is under consideration, contingent upon an interview with the Regional Deputy Secretary (RDS). DC-ADM 802, Attachment 1-B outlines the reason for consideration.

Per policy, you may provide a written response to the Notice of Consideration form for RRL placement within seven (7) calendar days of receiving the notice. Responses will be reviewed as part of the hearing process, and added to the RRL record.

Responses may be sent directly to the RDS at 1920 Technology Parkway, Mechanicsburg, PA 17050, or submitted through the facility's PRC.

CC: Superintendent Walker
File

Charles Talbert

TRACK NO: 95909402713112519695 24

No. PA4727

SCI Fayette

PO BOX 33028

St. Petersburg, FL 33733

April 10, 2025

Michael Zaken

Regional Deputy Secretary

1920 Technology Pkwy.

Mechanicsburg, PA 17050

Re: Response To Notice Of Consideration Form
For Restricted Release List Placement

Dear Mr. Zaken:

Today, I was provided the notice from PBC at SCI Fayette, which states, inter alia, that my placement on the RRL is under consideration, contingent upon an interview with the Regional Deputy Secretary. For the following reasons, I should not be placed on the RRL, but transferred to long-term Administrative Custody at SCI Phoenix.

1. First, RRL placement contravenes the conditions imposed on my state sentence. I was to receive mental health treatment for my personality difficulties that include poor impulse

control, poor judgment, and lack of insight into the underlying nature of my psychological conflicts and symptoms. The court had "recommended" for that treatment to be at SCI Waymart since that facility specializes in housing people with mental health disorders. I'm currently prescribed Remeron and Paxil for these disorders. Also, there are POC records that reflect my "behavior" as being "psychotic" rather than "willful disobedience", where on January 5, 2020, I was placed into the POC at SCI Phoenix for "aggressive and erratic behavior" until my behavior stabilized the following day. However, this course did not continue, as I have been routinely punished with more and more DC time for these mental health episodes. Moreover, the length of DC sanction has made my condition worse, which is why I received so many written misconducts. I have attached the sentencing transcript, sentencing order, and POC placement/discharge form.

- ① My max date is November 12, 2025. As such, I would be taking up space in RRC. Moreover, there is no way for me to complete the RRC program.
- ② I have pending cases in Philadelphia. Long-term AC at SCI Phoenix would allow me to stay out of trouble.

Thank you.

yours truly,

4-10-2025

a of 2 Charles Taffert

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Michael Zaken
 Regional Deputy Secretary
 Department of Corrections
 1920 Technology Pkwy.
 Mechanicsburg, PA - 17050

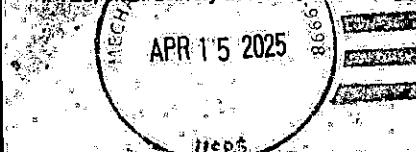
**2. Article Number (Transfer from service label)**

7020 0640 0000 2998 8964

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY**A. Signature**
 Agent Addressee**B. Received by (Printed Name)**
C. Date of Delivery
D. Is delivery address different from item 1? Yes

If YES, enter delivery address below. No

**3. Service Type**

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Restricted Delivery
Insured Mail	
Insured Mail Restricted Delivery	
(over \$500)	

Domestic Return Receipt



TO Charles Talbert #QA4727
SCI Fayette

FROM MB Schaeff
Staff Assistant 

DATE April 29, 2025

RE Correspondence

I am in receipt of your correspondence, addressed to RDS Zaken regarding your request to be transferred to SCI Phoenix on AC status instead of being placed on the Restricted Release List. Your correspondence has been forwarded to me for review and response.

Mr. Talbert, your letter has been received and will be part of your RRL hearing which is upcoming. You will be given the opportunity to address your concerns at the hearing. Transfers to specific institutions are not considered through inmate requests to the Department of Corrections Central Office.

I trust this addresses your concerns.

MZ/mbs

cc: Superintendent Walker
sutoth-2025-C45-000000091
File



Pennsylvania
Department of Corrections

SUBJECT: Appeal Response for Placement on the Restricted Release List

TO: Charles Talbert, QA4727

FROM: Michael Wenerowicz *Mike Wenerowicz*
Executive Deputy Secretary

Date: June 9, 2025

I have received your appeal letter regarding your placement on the Restricted Release List (RRL) and have reviewed your arguments concerning the appropriateness of this designation.

In your letter, you claim releasing you to society directly from RRL would heighten your risk of recidivism and you request that instead of being placed in the Intensive Management Unit (IMU) program that you remain at SCI Phoenix on long-term Administrative Custody status until your max date.

After a thorough examination of your case, it has been verified that the maximum date for your current state sentence is November 12, 2025. However, your record also shows that you have several detainers for charges associated with Robbery, Assault, Theft, Terroristic Threats, among others. Your placement on the RRL is consistent with the established departmental policy and your appeal regarding RRL placement is denied. The determination regarding placement in the IMU is not subject to appeal.

Your placement in the IMU was based on an evaluation of your ongoing behavioral issues and the likelihood of continued confinement in a secure facility due to your current detainers, with the understanding that you would benefit from the structure and support that the program provides.

The IMU is specifically designed to address the underlying thoughts and behaviors that led to restrictive housing placement and to equip participants with the tools needed to successfully reintegrate into the general population.

The department is responsible for maintaining the safety of both staff and inmates within the facility. I encourage you to consider giving the IMU program a fair chance.

CC: Superintendent Terra
File

GENERAL APPROPRIATION ACT OF 2024 - ENACTMENT**Act of Jul. 11, 2024, P.L. , No. 1A****Cl. 84****An Act**

To provide appropriations from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and the public schools for the fiscal year July 1, 2024, to June 30, 2025, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2024; to provide appropriations from special funds and accounts to the Executive and Judicial Departments for the fiscal year July 1, 2024, to June 30, 2025, and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2024; to provide for the appropriation of Federal funds to the Executive and Judicial Departments for the fiscal year July 1, 2024, to June 30, 2025, and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2024; and to provide for the additional appropriation of Federal and State funds to the Executive and Legislative Departments for the fiscal year July 1, 2023, to June 30, 2024, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2023.

TABLE OF CONTENTS**PART I. GENERAL PROVISIONS**

- Section 101. Short title.
- Section 102. Definitions.
- Section 103. Abbreviations.
- Section 104. State appropriations.
- Section 105. Federal appropriations.
- Section 106. References to Department of Criminal Justice.

**PART II. GENERAL FUND APPROPRIATIONS
FOR CURRENT FISCAL YEAR****SUBPART A. EXECUTIVE DEPARTMENT**

- Section 201. Governor.
- Section 202. Executive Offices.
- Section 203. Lieutenant Governor.
- Section 204. Attorney General.
- Section 205. Auditor General.
- Section 206. Treasury Department.
- Section 207. Department of Aging.
- Section 208. Department of Agriculture.
- Section 209. Department of Community and Economic Development.
- Section 210. (Reserved).
- Section 211. Department of Conservation and Natural Resources.
- Section 212. Department of Corrections.
- Section 213. (Reserved).
- Section 214. Department of Drug and Alcohol Programs.
- Section 215. Department of Education.
- Section 216. State System of Higher Education.
- Section 217. Thaddeus Stevens College of Technology.
- Section 218. Pennsylvania Higher Education Assistance Agency.
- Section 219. Department of Environmental Protection.
- Section 220. Department of General Services.
- Section 221. Department of Health.

State appropriation.....	900,000	
For payment of annual fixed charges in lieu of taxes to counties and townships on land acquired for water conservation and flood control.		
State appropriation.....	70,000	
For payment of annual fixed charges in lieu of taxes to political subdivisions for school districts on lands acquired by the Commonwealth for Project 70.		
State appropriation.....	88,000	
For payment of annual fixed charges in lieu of taxes to counties, school districts and townships on forest lands.		
State appropriation.....	7,962,000	
For payment of annual fixed charges in lieu of taxes to counties, school districts and local municipalities on State park lands.		
State appropriation.....	415,000	
Section 212. Department of Corrections.		
The following amounts are appropriated from the General Fund to the Department of Corrections for the current fiscal year:	Federal	State
For general government operations of the Department of Corrections.		
State appropriation.....	40,735,000	
For medical care.		
State appropriation.....	410,408,000	
For correctional education and training.		
State appropriation.....	50,871,000	
The following Federal amounts are appropriated to supplement the sum appropriated for correctional education and training:		
(1) "Correctional Education."		
Federal appropriation....	832,000	
For the State correctional institutions.		
State appropriation.....	2,439,267,000	
The following Federal amounts are appropriated to supplement the sum appropriated for the State correctional institutions:		
(1) "Reimbursement for Incarcerated Aliens."		
Federal appropriation....	2,500,000	
(2) <u>"Criminal Justice and Mental Health Collaboration."</u>		
<u>Federal appropriation....</u>	<u>550,000</u>	
(3) "Naloxone Reentry Tracking Program."		
Federal appropriation....	200,000	



(4) "Second Chance Act."		
Federal appropriation.....	31,000	
(5) "Adult Reentry Education, Employment and Treatment."		
Federal appropriation.....	600,000	
(6) "Pay for Success."		
Federal appropriation.....	900,000	
(7) "PREA Program: Strategic Support for PREA Implementation."		
Federal appropriation.....	179,000	
For State field supervision.		
State appropriation.....	184,210,000	
The following Federal amounts are appropriated to supplement the sum appropriated for the State field supervision:		
(1) "Smart Supervision."		
Federal appropriation.....	800,000	
For Pennsylvania Parole Board.		
State appropriation.....	13,373,000	
For the Sexual Offenders Assessment Board.		
State appropriation.....	8,031,000	
For the Board of Pardons.		
State appropriation.....	2,880,000	
For Office of Victim Advocate.		
State appropriation.....	3,809,000	
Section 213. (Reserved).		
Section 214. Department of Drug and Alcohol Programs.		
The following amounts are appropriated from the General Fund to the Department of Drug and Alcohol Programs for the current fiscal year:	Federal	State
For general government operations of the Department of Drug and Alcohol Programs.		
State appropriation.....	3,501,000	
The following Federal amounts are appropriated to supplement the sum appropriated for general government operations:		
(1) "SUPTRSBG - Administration and Operation."		
Federal appropriation.....	9,733,000	
(2) "Substance Use Special Projects - Administration and Operation."		
Federal appropriation.....	3,885,000	
(3) "State Opioid Response Administration."		
Federal appropriation.....	9,104,000	
For assistance to drug and alcohol programs.		
State appropriation.....	44,732,000	
The following Federal amounts are appropriated to supplement the sum appropriated for assistance to drug and alcohol programs:		
(1) "SUPTRSBG - Drug and Alcohol Services."		